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I hereby certify that this *Information Disclosure Statement* is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment; Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this, the 2nd day of June, 2005.

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Mariana Crimeldi

MARIANNE CRIMALDI

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re applicati	ion of: J. Kemer) Examiner: G. Michalsky
Serial No.:	10/709,407) Art Unit: 3753
Filed:	May 3, 2004) Confirmation No.: 3406
TWC	H CONTROL VALVE WITH STEP FUNCTION FOR K RELEASE) Attorney Docket No.: 28679/05414) (00-031 US CIP)

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

06/07/2005 AKELECH1 00000014 10709407 01 FC:1806 180.00 OP

I. Preliminary Statement

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. §1.97(g)), an admission that the information cited is, or is considered to be, material to patentability (37 C.F.R. §1.97(h)), or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

П.	Identification of Time of Filing the Accompanying Information Disclosure Statement
	The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever event occurs last. 37 C.F.R. §1.97(b). As such it is believed that there is no fee due.
	The information disclosure statement submitted herewith is being filed <i>after</i> three months of the filing date of this national application or the date of entry of the national stage as set forth in §1.491 in an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last but <i>before</i> the mailing date of either a final action under §1.113 or a notice of allowance under §1.311, whichever occurs first.
	The information disclosure statement transmitted herewith is being filed <i>after</i> a final action under §1.113, or a notice of allowance under §1.311, whichever occurs first, but before or simultaneously with, the payment of the issue fee.
	Each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.
	No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and, furthermore, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement.
III.	Publishing Dates of References
	Applicant(s) do not know the precise publication date(s) of these following reference(s): However, Applicant(s) request that the Examiner consider this/ these reference(s) in examining the present patent application. If the Examiner feels that one or more of the reference(s) bear against the patentability of the claim(s), Applicant(s) will then attempt to resolve the prior art status and applicability of the reference(s).
IV.	Non-English References
	Submitted herewith is an English translation of the following foreign language patents, publications or information or of those portions of those patents, publications or information considered to be material:
	No English translations of the foreign language patents, publications or information or parts thereof are readily available, except for those listed above.
	The following foreign language documents submitted are believed to be the equivalent or substantial equivalent of the English language documents identified below, which are also submitted herewith.

	Concise Explanation of Non-English Language Listed Information Items. (Attached)			
v.	<u>Fee</u>			
	It is believed that NO FEE is due with this Information Disclosure Statement.			
\boxtimes	Petition fee due (§1.17(p)): \$180.00			
\boxtimes	Attached is a check in the amount of \$180.00.			
	Authorization is hereby made to charge the amount of \$ to Deposit Account No. 03-0172.			
\boxtimes	Charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 03-0172. A duplicate of this paper is attached.			
	Respectfully submitted,			
Date:_	Mine 2, 2005 Brian E. Kondas Reg. No. 40,685 Telephone: 216/622-8308 Customer No: 24024			

PTO/SB/08A (08-03)

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known				
Application Number	10/709,407			
Filing Date	May 3, 2004			
First Named Inventor	J. Kemer			
Art Unit	3753			
Examiner Name	G. Michalsky	*		
Attorney Docket Number	28679 05/1/			

			U. S. PATENT D		
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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FOREIGN PATENT DOCUMENTS						
	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	\prod
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Examiner	Date	
Signature	Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 US.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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